

Serial No. 10/769,223

706484US1

**REMARKS**

Applicants hereby elect without traverse Species 1, claims 1-4, 6-9 and 11-12, drawn to a vehicle powertrain controlled by air intake. Hence, claims 5 and 10 are withdrawn.

Furthermore, Applicants have amended claims 5, 6 and 8 to further clarify Applicants' invention. Support for these amendments can be found on page 5, lines 7-14 of the specification as originally filed.

From the foregoing, Applicants respectfully request favorable consideration of the present application. If a telephone conference would expedite allowance or resolve any further questions, such a conference with the undersigned is invited at the convenience of the Examiner.

Respectfully submitted,

By:

Rhonda L. McCoy-Pfau  
Rhonda L. McCoy-Pfau, Reg. No. 57,887  
Attorney for Applicant

Dated: 7/7/05

DAIMLERCHRYSLER INTELLECTUAL CAPITAL COMPANY LLC  
DAIMLER CHRYSLER TECHNOLOGY CENTER  
800 CHRYSLER DRIVE EAST, CIMS 483-02-19  
AUBURN HILLS, MI 48326-2757  
248-944-6519